
SUBSTITUTE SENATE BILL 5338

State of Washington

58th Legislature

2003 Regular Session

By Senate Committee on Highways & Transportation (originally sponsored by Senators Horn and Haugen; by request of Governor Locke)

READ FIRST TIME 04/07/03.

1 AN ACT Relating to transportation funding and appropriations;
2 amending 2002 c 359 ss 205, 207, 208, 210, 211, 212, 213, 215, 223,
3 226, 401, 402, 403, and 404 (uncodified); amending 2001 2nd sp.s. c 14
4 s 303 (uncodified); adding a new section to chapter 43.79 RCW; adding
5 a new section to 2001 2nd sp.s. c 14 (uncodified); creating new
6 sections; making appropriations and authorizing expenditures for
7 capital improvements; providing an effective date; and declaring an
8 emergency.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

10 **2003-05 BIENNIUM**

11 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
12 is hereby adopted and, subject to the provisions set forth, the several
13 amounts specified, or as much thereof as may be necessary to accomplish
14 the purposes designated, are hereby appropriated from the several
15 accounts and funds named to the designated state agencies and offices
16 for employee compensation and other expenses, for capital projects, and
17 for other specified purposes, including the payment of any final

1 judgments arising out of such activities, for the period ending June
2 30, 2005.

3 (2) Unless the context clearly requires otherwise, the definitions
4 in this subsection apply throughout this act.

5 (a) "Fiscal year 2004" or "FY 2004" means the fiscal year ending
6 June 30, 2004.

7 (b) "Fiscal year 2005" or "FY 2005" means the fiscal year ending
8 June 30, 2005.

9 (c) "FTE" means full-time equivalent.

10 (d) "Lapse" or "revert" means the amount shall return to an
11 unappropriated status.

12 (e) "Provided solely" means the specified amount may be spent only
13 for the specified purpose.

14 (f) "Reappropriation" means appropriation and, unless the context
15 clearly provides otherwise, is subject to the relevant conditions and
16 limitations applicable to appropriations.

17 (3) Reappropriations are limited to the unexpended balances
18 remaining on June 30, 2003, from the 2001-03 biennial appropriations,
19 or for the amount indicated on the appropriate capital project list
20 dated March 31, 2003, for each project.

21 **GENERAL GOVERNMENT AGENCIES--OPERATING**

22 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**
23 **COMMISSION**

24 Grade Crossing Protective Account--State Appropriation . . . \$293,000

25 NEW SECTION. **Sec. 102. FOR THE MARINE EMPLOYEES COMMISSION**

26 Puget Sound Ferry Operations Account--State
27 Appropriation \$412,000

28 NEW SECTION. **Sec. 103. FOR THE STATE PARKS AND RECREATION**
29 **COMMISSION**

30 Motor Vehicle Account--State Appropriation \$822,000

31 The appropriation in this section is subject to the following
32 conditions and limitations: The entire appropriation in this section
33 is provided solely for road maintenance purposes.

1 coordinated program is encouraged to contract with the Washington state
2 department of transportation, highways and local programs division, for
3 maintenance administrative review and endangered species act training
4 services. Contract costs shall be paid only from expenditure savings
5 realized from efficiencies produced by the combining of the staff for
6 the transportation improvement board and the county road administration
7 board.

8 NEW SECTION. **Sec. 203. FOR THE BOARD OF PILOTAGE COMMISSIONERS**
9 Pilotage Account--State Appropriation \$272,000

10 NEW SECTION. **Sec. 204. FOR THE LEGISLATIVE TRANSPORTATION**
11 **COMMITTEE**

12 Motor Vehicle Account--State Appropriation \$2,374,000

13 The appropriation in this section is subject to the following
14 conditions and limitations:

15 (1) No funding is provided for the staffing, administration and
16 operations of the house of representatives transportation committee.
17 Existing staff of the transportation committee shall be transferred to
18 the house of representatives in the office of program research. All
19 tangible and intangible property that has been acquired by, or
20 allocated for use by the house of representatives transportation
21 committee and its staff, including but not limited to office space and
22 equipment, information systems technology, and employer-related assets,
23 rights, privileges, and liabilities shall be transferred to the house
24 of representatives. Any property acquired by, or allocated for use by
25 the senate transportation committee and its staff shall be transferred
26 to the senate.

27 (2) \$1,600,000 of the motor vehicle account--state appropriation in
28 this section is provided solely for the joint legislative audit and
29 review committee to conduct, or manage contracts for, full performance
30 audits of transportation agencies and departments under Substitute
31 Senate Bill No. 5748. If Substitute Senate Bill No. 5748 is not
32 enacted by June 30, 2003, the amount provided in this subsection shall
33 lapse. Within this amount, the joint legislative audit and review
34 committee shall conduct a targeted performance audit of the Washington
35 state patrol. For this performance audit, the joint legislative audit
36 and review committee shall put its highest priority on the following

1 topics: (a) An assessment of the types and categories of services,
2 including a contrast of public highway policing and general policing
3 services provided by the patrol, and the organizational structures used
4 to deliver these services; (b) an evaluation of the patrol's fiscal
5 policies and procedures, including a differentiation between
6 transportation and general fund expenditures; and (c) an evaluation of
7 the linkages among expenditures, organizational structures, service
8 delivery, accountability, and outcomes. The joint legislative audit
9 and review committee shall provide a progress report to the appropriate
10 committees of the legislature by December 31, 2003, and a final report,
11 including findings and recommendations, by September 30, 2004.

12 NEW SECTION. **Sec. 205. FOR THE TRANSPORTATION COMMISSION**

13 Motor Vehicle Account--State Appropriation \$807,000

14 The appropriation in this section is subject to the following
15 conditions and limitations: Sufficient funds are provided to implement
16 Substitute Senate Bill No. 5987.

17 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**
18 **INVESTMENT BOARD**

19 Motor Vehicle Account--State Appropriation \$616,000

20 NEW SECTION. **Sec. 207. FOR THE WASHINGTON STATE PATROL--FIELD**
21 **OPERATIONS BUREAU**

22 State Patrol Highway Account--State Appropriation \$171,527,000

23 State Patrol Highway Account--Federal Appropriation \$6,167,000

24 State Patrol Highway Account--Private/Local Appropriation . . \$175,000

25 TOTAL APPROPRIATION \$177,869,000

26 The appropriations in this section are subject to the following
27 conditions and limitations:

28 (1) Washington state patrol officers engaged in authorized off-duty
29 uniformed employment are authorized to use state patrol vehicles for
30 the purposes of that authorized employment, subject to guidelines
31 adopted by the chief of the Washington state patrol. The Washington
32 state patrol shall be reimbursed for the use of the vehicle at the
33 prevailing state employee rate for mileage and hours of usage, subject
34 to guidelines developed by the chief of the Washington state patrol.
35 The patrol shall report to the house of representatives and senate

1 transportation committees by December 31, 2004, on the use of agency
2 vehicles by officers engaging in off-duty employment. The report shall
3 include an analysis that compares cost reimbursement and cost-impacts,
4 including increased vehicle mileage, maintenance costs, and indirect
5 impacts, associated with the private use of patrol vehicles.

6 (2) \$1,700,000 of the state patrol highway account--state
7 appropriation in this section is provided solely for the addition of
8 thirteen troopers to those permanently assigned to vessel and terminal
9 security. The Washington state patrol shall continue to provide the
10 enhanced services levels established after September 11, 2001. Vessel
11 and terminal security troopers shall board vessels at random, and
12 conduct commercial vehicle inspections and explosive detection dog
13 handler patrols.

14 (3) In addition to the user fees, the patrol shall transfer into
15 the state patrol nonappropriated airplane revolving account created
16 under section 1501 of this act, no more than the amount of appropriated
17 state patrol highway account and general fund funding necessary to
18 cover the costs for the patrol's use of the aircraft. The state patrol
19 highway account and general fund--state funds shall be transferred
20 proportionately in accordance with a cost allocation that
21 differentiates between highway traffic enforcement services and general
22 policing purposes.

23 (4) The patrol shall not account for or record locally provided DUI
24 cost reimbursement payments as expenditure credits to the state patrol
25 highway account. The patrol shall report the amount of expected
26 locally provided DUI cost reimbursements to the transportation
27 committees of the senate and house of representatives by December 31 of
28 each year.

29 NEW SECTION. **Sec. 208. FOR THE WASHINGTON STATE PATROL--SUPPORT**
30 **SERVICES BUREAU**

| | |
|--|--------------|
| 31 State Patrol Highway Account--State Appropriation | \$71,799,000 |
| 32 State Patrol Highway Account--Private/Local Appropriation . | \$1,290,000 |
| 33 TOTAL APPROPRIATION | \$73,089,000 |

34 The appropriations in this section are subject to the following
35 conditions and limitations:

36 (1) \$2,895,000 of the state patrol highway account--state
37 appropriation in this section is provided solely for the purchase of

1 923 mobile radios. Before June 30, 2005, the patrol shall install in
2 all of its highway law enforcement and pursuit vehicles the mobile
3 radios funded in this subsection.

4 (2) Under the direction of the legislative auditor, the patrol
5 shall update the pursuit vehicle life-cycle cost model developed in the
6 1998 Washington state patrol performance audit (JLARC Report 99-4).
7 The patrol shall utilize the updated model as a basis for determining
8 maintenance and other cost impacts resulting from the increase to
9 pursuit vehicle mileage above 110 thousand miles in the 2003-05
10 biennium. The patrol shall submit a report, that includes identified
11 cost impacts, to the transportation committees of the senate and house
12 of representatives by December 31, 2003.

13 (3) The Washington state patrol shall assign two detectives to
14 address incidents of identity fraud and identity theft.

15 NEW SECTION. **Sec. 209. FOR THE DEPARTMENT OF LICENSING--**
16 **MANAGEMENT AND SUPPORT SERVICES**

| | | |
|----|--|--------------|
| 17 | Marine Fuel Tax Refund Account--State Appropriation | \$7,000 |
| 18 | Motorcycle Safety Education Account--State Appropriation | \$94,000 |
| 19 | Wildlife Account--State Appropriation | \$80,000 |
| 20 | Highway Safety Account--State Appropriation | \$8,718,000 |
| 21 | Motor Vehicle Account--Local Appropriation | \$86,000 |
| 22 | Motor Vehicle Account--State Appropriation | \$4,858,000 |
| 23 | Motor Vehicle Account--Federal Appropriation | \$19,000 |
| 24 | DOL Services Account--State Appropriation | \$139,000 |
| 25 | TOTAL APPROPRIATION | \$14,001,000 |

26 The appropriations in this section are subject to the following
27 conditions and limitations:

28 (1) \$12,000 of the highway safety account--state appropriation is
29 provided solely for two temporary collision processing FTEs to
30 eliminate the backlog of collision reports. The department shall
31 report, informally, to the house of representatives and senate
32 transportation committees quarterly, beginning October 1, 2003, on the
33 progress made in eliminating the backlog.

34 (2) \$10,000 of the motor vehicle account--state appropriation is
35 provided solely for the implementation of Substitute Senate Bill No.
36 5435 or Engrossed Substitute House Bill No. 1592.

1 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF LICENSING--**
2 **INFORMATION SERVICES**

| | | |
|----|--|--------------|
| 3 | Marine Fuel Tax Refund Account--State Appropriation | \$2,000 |
| 4 | Motorcycle Safety Education Account--State Appropriation | \$159,000 |
| 5 | Wildlife Account--State Appropriation | \$64,000 |
| 6 | Highway Safety Account--State Appropriation | \$11,394,000 |
| 7 | Highway Safety Account--Federal Appropriation | \$6,000 |
| 8 | Motor Vehicle Account--Local Appropriation | \$61,000 |
| 9 | Motor Vehicle Account--State Appropriation | \$7,039,000 |
| 10 | Motor Vehicle Account--Federal Appropriation | \$13,000 |
| 11 | DOL Services Account--State Appropriation | \$773,000 |
| 12 | TOTAL APPROPRIATION | \$19,511,000 |

13 The appropriations in this section are subject to the following
14 conditions and limitations:

15 (1) \$8,000 of the highway safety account--state appropriation is
16 provided solely for two temporary collision processing FTEs to
17 eliminate the backlog of collision reports. The department shall
18 report, informally, to the house of representatives and senate
19 transportation committees quarterly, beginning October 1, 2003, on the
20 progress made in eliminating the backlog.

21 (2) \$7,000 of the motor vehicle account--state appropriation is
22 provided solely for the implementation of Substitute Senate Bill No.
23 5435 or Engrossed Substitute House Bill No. 1592.

24 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
25 **SERVICES**

| | | |
|----|---|--------------|
| 26 | Marine Fuel Tax Refund Account--State Appropriation | \$60,000 |
| 27 | Wildlife Account--State Appropriation | \$585,000 |
| 28 | Motor Vehicle Account--Local Appropriation | \$1,225,000 |
| 29 | Motor Vehicle Account--State Appropriation | \$59,121,000 |
| 30 | Motor Vehicle Account--Federal Appropriation | \$568,000 |
| 31 | DOL Services Account--State Appropriation | \$3,506,000 |
| 32 | TOTAL APPROPRIATION | \$65,065,000 |

33 The appropriations in this section are subject to the following
34 conditions and limitations:

35 (1) \$144,000 of the motor vehicle account--state appropriation is
36 provided solely for the implementation of Substitute Senate Bill No.
37 5435 or Engrossed Substitute House Bill No. 1592.

1 (2) If Senate Bill No. 6063 is not enacted by June 30, 2003,
2 \$1,100,000 of the motor vehicle account--state appropriation shall
3 lapse.

4 (3) \$90,000 of the motor vehicle account--state appropriation is
5 provided solely for the implementation of House Bill No. 1036.

6 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--DRIVER**
7 **SERVICES**

| | | |
|----|--|--------------|
| 8 | Motorcycle Safety Education Account--State Appropriation | \$2,576,000 |
| 9 | Highway Safety Account--State Appropriation | \$85,487,000 |
| 10 | Highway Safety Account--Federal Appropriation | \$204,000 |
| 11 | TOTAL APPROPRIATION | \$88,267,000 |

12 The appropriations in this section are subject to the following
13 conditions and limitations: \$178,000 of the highway safety account--
14 state appropriation is provided solely for two temporary collision
15 processing FTEs to eliminate the backlog of collision reports. The
16 department shall report, informally, to the house of representatives
17 and senate transportation committees quarterly, beginning October 1,
18 2003, on the progress made in eliminating the backlog.

19 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION--**
20 **INFORMATION TECHNOLOGY--PROGRAM C**

| | | |
|----|--|--------------|
| 21 | Motor Vehicle Account--State Appropriation | \$58,661,000 |
| 22 | Motor Vehicle Account--Federal Appropriation | \$5,163,000 |
| 23 | Puget Sound Ferry Operations Account--State | |
| 24 | Appropriation | \$6,508,000 |
| 25 | Multimodal Transportation Account--State Appropriation | \$363,000 |
| 26 | TOTAL APPROPRIATION | \$70,695,000 |

27 The appropriations in this section are subject to the following
28 conditions and limitations:

29 (1) \$715,000 of the motor vehicle account--state appropriation is
30 provided solely to retain an external consultant to provide an
31 assessment of the department's review of current major information
32 technology systems and planning for system and application
33 modernization. The legislative transportation committee shall approve
34 the statement of work before the consultant is hired. The consultant
35 shall also work with the department to prepare an application
36 modernization strategy and preliminary project plan.

1 The department and the consultant shall work with the office of
 2 financial management and the department of information services to
 3 ensure that (a) the department's current and future system development
 4 is consistent with the overall direction of other key state systems;
 5 and (b) when possible, common statewide information systems are used or
 6 developed to encourage coordination and integration of information used
 7 by the department and other state agencies and to avoid duplication.
 8 The department shall provide a report on its proposed application
 9 modernization plan to the transportation committees of the legislature
 10 by June 30, 2004.

11 (2)(a) \$2,150,000 of the motor vehicle account--state appropriation
 12 and \$2,150,000 of the motor vehicle account--federal appropriation are
 13 provided solely for implementation of a new revenue collection system,
 14 including the integration of the regional fare coordination system
 15 (smart card), at the Washington state ferries. By December 1st of each
 16 year, an annual update must be provided to the legislative
 17 transportation committee concerning the status of implementing and
 18 completing this project.

19 (b) \$400,000 of the Puget Sound ferry operation account--state
 20 appropriation is provided solely for implementation of the smart card
 21 program. \$200,000 of this amount must be held in allotment reserve
 22 until a smart card report is delivered to the legislative
 23 transportation committee indicating that an agreement on which
 24 technology will be used throughout the state of Washington for the
 25 smart card program has been reached among smart card participants.

26 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION--**
 27 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--**
 28 **OPERATING**

29 Motor Vehicle Account--State Appropriation \$31,048,000

30 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**
 31 **AVIATION--PROGRAM F**

32 Aeronautics Account--State Appropriation \$5,107,000

33 Aeronautics Account--Federal Appropriation \$650,000

34 Aircraft Search and Rescue Safety and Education
 35 Account--State Appropriation \$282,000

36 TOTAL APPROPRIATION \$6,039,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: \$1,381,000 of the aeronautics account--
3 state appropriation is provided solely for additional preservation
4 grants to airports. \$122,000 of the aircraft search and rescue safety
5 and education account--state appropriation is provided for additional
6 search and rescue and safety and education activities. If Senate Bill
7 No. 6056 is not enacted by June 30, 2003, the amounts provided shall
8 lapse.

9 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
10 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H**

| | | |
|----|--|--------------|
| 11 | Motor Vehicle Account--State Appropriation | \$49,010,000 |
| 12 | Motor Vehicle Account--Federal Appropriation | \$400,000 |
| 13 | TOTAL APPROPRIATION | \$49,410,000 |

14 The appropriations in this section are subject to the following
15 conditions and limitations:

16 (1) \$14,310,000 of the motor vehicle account--state appropriation
17 is provided solely for the staffing, activities, and overhead of the
18 department's environmental affairs office. This funding is provided in
19 lieu of funding provided in section 304 of this act.

20 (2) \$3,100,000 of the motor vehicle account--state appropriation is
21 provided solely for the staffing and activities of the transportation
22 permit efficiency and accountability committee.

23 (3) \$300,000 of the motor vehicle account--state appropriation is
24 provided to the department in accordance with RCW 46.68.110(2) and
25 46.68.120(3) and shall be used by the department solely for the
26 purposes of providing contract services to the association of
27 Washington cities and Washington state association of counties to
28 implement section 2(3)(c), (5), and (6), chapter 8 (ESB 5279), Laws of
29 2003 for activities of the transportation permit efficiency and
30 accountability committee.

31 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
32 **ECONOMIC PARTNERSHIPS--PROGRAM K**

| | | |
|----|--|-------------|
| 33 | Motor Vehicle Account--State Appropriation | \$1,011,000 |
|----|--|-------------|

34 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **HIGHWAY MAINTENANCE--PROGRAM M**

| | | |
|---|--|---------------|
| 2 | Motor Vehicle Account--State Appropriation | \$283,350,000 |
| 3 | Motor Vehicle Account--Federal Appropriation | \$1,426,000 |
| 4 | Motor Vehicle Account--Private/Local Appropriation | \$4,253,000 |
| 5 | TOTAL APPROPRIATION | \$289,029,000 |

6 The appropriations in this section are subject to the following
7 conditions and limitations:

8 (1) If portions of the appropriations in this section are required
9 to fund maintenance work resulting from major disasters not covered by
10 federal emergency funds such as fire, flooding, and major slides,
11 supplemental appropriations must be requested to restore state funding
12 for ongoing maintenance activities.

13 (2) The department shall request an unanticipated receipt for any
14 federal moneys received for emergency snow and ice removal and shall
15 place an equal amount of the motor vehicle account--state into
16 unallotted status. This exchange shall not affect the amount of
17 funding available for snow and ice removal.

18 (3) The department shall request an unanticipated receipt for any
19 private or local funds received for reimbursements of third party
20 damages that are in excess of the motor vehicle account--private/local
21 appropriation.

22 (4) Funding is provided for maintenance on the state system to
23 allow for a continuation of the level of service targets included in
24 the 2001-03 biennium. In delivering the program, the department should
25 concentrate on the following areas:

26 (a) Meeting or exceeding the target for structural bridge repair on
27 a statewide basis;

28 (b) Eliminating the number of activities delivered in the "f" level
29 of service at the region level;

30 (c) Reducing the number of activities delivered in the "d" level of
31 service by increasing the resources directed to those activities on a
32 statewide and region basis; and

33 (d) Evaluating, analyzing, and potentially redistributing resources
34 within and among regions to provide greater consistency in delivering
35 the program statewide and in achieving overall level of service
36 targets.

1 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
2 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

| | | |
|---|--|--------------|
| 3 | Motor Vehicle Account--State Appropriation | \$42,696,000 |
| 4 | Motor Vehicle Account--Private/Local Appropriation | \$125,000 |
| 5 | TOTAL APPROPRIATION | \$42,821,000 |

6 The appropriations in this section are subject to the following
7 conditions and limitations:

8 (1) A maximum of \$7,500,000 of the motor vehicle account--state
9 appropriation may be expended for the incident response program. The
10 department and the Washington state patrol shall continue to consult
11 and coordinate with private sector partners, such as towing companies,
12 media, auto, insurance and trucking associations, and the legislative
13 transportation committees to ensure that limited state resources are
14 used most effectively. No funds shall be used to purchase tow trucks.

15 (2) \$8,227,000 of the motor vehicle account--state appropriation is
16 provided solely for low-cost enhancements. The department shall give
17 priority to low-cost enhancement projects that improve safety or
18 provide congestion relief. The department shall prioritize low-cost
19 enhancement projects on a statewide rather than regional basis.

20 (3) At a frequency determined by the department, the interstate-5
21 variable message signs shall display a message advising slower traffic
22 to keep right.

23 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

| | | |
|----|--|--------------|
| 25 | Motor Vehicle Account--State Appropriation | \$24,852,000 |
| 26 | Motor Vehicle Account--Federal Appropriation | \$636,000 |
| 27 | Puget Sound Ferry Operations Account--State Appropriation . | \$1,093,000 |
| 28 | Multimodal Transportation Account--State Appropriation . . . | \$973,000 |
| 29 | TOTAL APPROPRIATION | \$27,554,000 |

30 The appropriations in this section are subject to the following
31 conditions and limitations: \$627,000 of the motor vehicle account--
32 state appropriation is provided solely for the implementation of Senate
33 Bill No. 5248. If Senate Bill No. 5248 is not enacted by June 30,
34 2003, the amount provided in this subsection shall lapse. The agency
35 may transfer between programs funds provided in this subsection.

1 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
2 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

| | | |
|---|--|--------------|
| 3 | Motor Vehicle Account--State Appropriation | \$28,504,000 |
| 4 | Motor Vehicle Account--Federal Appropriation | \$14,814,000 |
| 5 | Multimodal Transportation Account--State Appropriation . . | \$1,021,000 |
| 6 | Multimodal Transportation Account--Federal Appropriation . | \$2,000,000 |
| 7 | TOTAL APPROPRIATION | \$46,339,000 |

8 The appropriations in this section are subject to the following
9 conditions and limitations:

10 (1) \$800,000 of the motor vehicle account--state appropriation is
11 provided solely for a study of regional congestion relief solutions for
12 Puget Sound, Spokane, and Vancouver. The study must include proposals
13 to alleviate congestion consistent with population and land use
14 expectations under the growth management act.

15 (2) \$2,000,000 of the motor vehicle account--state appropriation is
16 provided solely for additional assistance to support regional
17 transportation planning organizations and long-range transportation
18 planning efforts.

19 (3) \$3,000,000 of the motor vehicle account--state appropriation is
20 provided solely for the costs of the regional transportation investment
21 district (RTID) election and department of transportation project
22 oversight. These funds are provided as a loan to the RTID and shall be
23 repaid to the state motor vehicle account within one year following the
24 certification of the election results.

25 (4) \$650,000 of the motor vehicle account--state appropriation is
26 provided to the department in accordance with RCW 46.68.110(2) and
27 46.68.120(3) and shall be used by the department to support the
28 processing and analysis of the backlog of city and county collision
29 reports.

30 (5) The department shall contribute to the report required in
31 section 207(1) of this act in the form of an analysis of the cost
32 impacts incurred by the department as the result of the policy
33 implemented in section 207(1) of this act. The analysis shall contrast
34 overtime costs charged by the patrol prior to July 1, 2003, with
35 contract costs for similar services after July 1, 2003.

36 (6) \$60,000 of the distribution under RCW 46.68.110(2) and
37 46.68.120(3) is provided solely to the department for the Washington
38 strategic freight transportation analysis.

1 providers and transit agencies for capital purposes and the operating
2 costs directly associated with those capital purposes. Grants for
3 nonprofit providers shall be based on need, including the availability
4 of other providers of service in the area, efforts to coordinate trips
5 among providers and riders, and the cost effectiveness of trips
6 provided. Grants for transit agencies shall be prorated based on the
7 amount expended for demand response service and route deviated service
8 in calendar year 2001 as reported in the "Summary of Public
9 Transportation - 2001" published by the department of transportation.
10 No transit agency may receive more than thirty percent of these
11 distributions. The amount over thirty percent will be prorated to the
12 remaining transit agencies based on the above demand response service
13 and route deviated service expenditures. The department of
14 transportation shall notify the state treasurer of the amounts to be
15 distributed.

16 (2) \$1,500,000 of the multimodal transportation account--state
17 appropriation is provided solely for grants to implement section 9 of
18 House Bill No. 2228. In administering grants, the department shall
19 give priority to programs providing the greatest reduction in trips and
20 commute miles and to the level of contribution of the public agency,
21 nonprofit organization, developer, and property manager to achieving
22 those reductions. The department shall act to insure, to the extent
23 possible, that grants are distributed equitably among each eligible
24 type of recipient.

25 (3) Funds are provided for the rural mobility grant program as
26 follows:

27 (a) \$6,000,000 of the multimodal transportation account--state
28 appropriation is provided solely for grants for those transit systems
29 serving small cities and rural areas as identified in the Summary of
30 Public Transportation - 2001 published by the department of
31 transportation. Noncompetitive grants must be distributed to the
32 transit systems serving small cities and rural areas in a manner
33 similar to past disparity equalization programs.

34 (b) \$4,000,000 of the multimodal transportation account--state
35 appropriation is provided solely to providers of rural mobility service
36 in areas not served by transit agencies through a competitive grant
37 process.

1 (4) \$2,000,000 of the multimodal transportation account--state
2 appropriation is provided solely for a vanpool grant program for public
3 transit agencies. The grant program will cover capital costs only; no
4 operating costs are eligible for funding under this grant program.
5 Only grants that add vanpools are eligible, no supplanting of transit
6 funds currently funding vanpools is allowed. Additional criteria for
7 selecting grants will include leveraging funds other than state funds.

8 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
9 **MARINE--PROGRAM X**

10 Puget Sound Ferry Operations Account--State
11 Appropriation \$308,521,000

12 The appropriation in this section is subject to the following
13 conditions and limitations:

14 (1) The appropriation is based on the budgeted expenditure of
15 \$34,038,000 for vessel operating fuel in the 2003-2005 biennium. If
16 the actual cost of fuel is less than this budgeted amount, the excess
17 amount may not be expended. If the actual cost exceeds this amount,
18 the department shall request a supplemental appropriation.

19 (2) The appropriation provides for the compensation of ferry
20 employees. The expenditures for compensation paid to ferry employees
21 during the 2003-2005 biennium may not exceed \$203,583,000 plus a dollar
22 amount, as prescribed by the office of financial management, that is
23 equal to any insurance benefit increase granted general government
24 employees in excess of \$495.30 a month annualized per eligible marine
25 employee multiplied by the number of eligible marine employees for
26 fiscal year 2004 and \$567.67 a month annualized per eligible marine
27 employee multiplied by the number of eligible marine employees for
28 fiscal year 2005, a dollar amount as prescribed by the office of
29 financial management for costs associated with pension amortization
30 charges, and a dollar amount prescribed by the office of financial
31 management for salary increases during the 2003-2005 biennium. For the
32 purposes of this section, the expenditures for compensation paid to
33 ferry employees shall be limited to salaries and wages and employee
34 benefits as defined in the office of financial management's policies,
35 regulations, and procedures named under objects of expenditure "A" and
36 "B" (7.2.6.2).

1 The prescribed salary increase or decrease dollar amount that shall
2 be allocated from the governor's compensation appropriations is in
3 addition to the appropriation contained in this section and may be used
4 to increase or decrease compensation costs, effective July 1, 2003, and
5 thereafter, as established in the 2003-2005 general fund operating
6 budget.

7 (3) The Washington state ferries shall continue to provide service
8 to Sidney, British Columbia.

9 (4) When augmenting the existing ferry fleet, the department of
10 transportation ferry capital program shall explore cost-effective
11 options to include the leasing of ferries from private-sector
12 organizations.

13 (5) The Washington state ferries shall work with the department of
14 general administration, office of state procurement to improve the
15 existing fuel procurement process and solicit, identify, and evaluate,
16 purchasing alternatives to reduce the overall cost of fuel and mitigate
17 the impact of market fluctuations and pressure on both short- and long-
18 term fuel costs. Consideration shall include, but not be limited to,
19 long-term fuel contracts, partnering with other public entities, and
20 possibilities for fuel storage in evaluating strategies and options.
21 The department shall report back to the transportation committees of
22 the legislature by December 1, 2003, on the options, strategies, and
23 recommendations for managing fuel purchases and costs.

24 NEW SECTION. **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**
25 **RAIL--PROGRAM Y--OPERATING**

26 Multimodal Transportation Account--State
27 Appropriation \$35,075,000

28 The appropriation in this section is subject to the following
29 conditions and limitations:

- 30 (1) \$30,831,000 of the multimodal transportation account--state
31 appropriation is provided solely for the Amtrak service contract and
32 Talgo maintenance contract associated with providing and maintaining
33 the state-supported passenger rail service.
34 (2) No Amtrak Cascade runs may be eliminated.

35 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

| | | |
|---|--|-------------|
| 2 | Motor Vehicle Account--State Appropriation | \$6,480,000 |
| 3 | Motor Vehicle Account--Federal Appropriation | \$2,569,000 |
| 4 | TOTAL APPROPRIATION | \$9,049,000 |

5 The appropriations in this section are subject to the following
6 conditions and limitations:

7 (1) Up to \$75,000 of the total appropriation is provided in
8 accordance with RCW 46.68.110(2) and 46.68.120(3) to fund the state's
9 share of the 2004 Washington marine cargo forecast study. Public port
10 districts, acting through their association, must provide funding to
11 cover the remaining cost of the forecast.

12 (2) \$300,000 of the motor vehicle account--state appropriation is
13 provided in accordance with RCW 46.68.110(2) and 46.68.120(3) solely to
14 fund a study of the threats posed by flooding to the state and other
15 infrastructure near the Interstate 5 crossing of the Skagit River.
16 This funding is contingent on the receipt of federal matching funds.

17 **TRANSPORTATION AGENCIES--CAPITAL**

18 NEW SECTION. **Sec. 301. FOR THE WASHINGTON STATE PATROL**

| | | |
|----|---|-------------|
| 19 | State Patrol Highway Account--State Appropriation | \$2,775,000 |
|----|---|-------------|

20 The appropriation in this section is subject to the following
21 conditions and limitations: \$626,000 of the state patrol highway
22 account appropriation is provided solely for the patrol's share of the
23 Shelton area water and sewer regional plan. However, this amount is
24 contingent on general fund--state funding of the Washington corrections
25 center's portion of the Shelton area water and sewer regional plan. If
26 general fund--state funding is not provided, the amount provided in
27 this subsection shall lapse.

28 NEW SECTION. **Sec. 302. FOR THE LOCAL BOARDS COORDINATED PROGRAM**

| | | |
|----|---|--------------|
| 29 | Rural Arterial Trust Account--State Appropriation | \$61,660,000 |
| 30 | Motor Vehicle Account--State Appropriation | \$362,000 |
| 31 | Urban Arterial Trust Account--State Appropriation | \$99,237,000 |
| 32 | Transportation Improvement Account--State | |
| 33 | Appropriation | \$98,451,000 |
| 34 | County Arterial Preservation Account--State | |

| | | |
|---|-------------------------------|---------------|
| 1 | Appropriation | \$28,747,000 |
| 2 | TOTAL APPROPRIATION | \$288,457,000 |

3 The appropriations in this section are subject to the following
4 conditions and limitations:

5 (1) \$362,000 of the motor vehicle account--state appropriation is
6 provided for county ferries as set forth in RCW 47.56.724(4).

7 (2) The transportation improvement account--state appropriation
8 includes \$23,955,000 in proceeds from the sale of bonds authorized in
9 RCW 47.26.500. The transportation improvement board may authorize the
10 use of current revenues available to the agency in lieu of bond
11 proceeds for any part of the state appropriation.

12 NEW SECTION. **Sec. 303. FOR THE DEPARTMENT OF TRANSPORTATION--**
13 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

| | | |
|----|--|--------------|
| 14 | Motor Vehicle Account--State Appropriation | \$14,933,000 |
|----|--|--------------|

15 The appropriation in this section is subject to the following
16 conditions and limitations: \$14,933,000 of the motor vehicle account--
17 state appropriation is provided solely to implement the activities and
18 projects included in the Senate 2003 Transportation Project List -
19 Current Law Facilities Projects report as transmitted to LEAP on April
20 7, 2003.

21 NEW SECTION. **Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION--**
22 **HIGHWAY CONSTRUCTION**

| | | |
|----|--|-----------------|
| 23 | Motor Vehicle Account--State Appropriation | \$332,049,000 |
| 24 | Motor Vehicle Account--Federal Appropriation | \$649,506,000 |
| 25 | Motor Vehicle Account--Local Appropriation | \$26,001,000 |
| 26 | Multimodal Transportation Account--State Appropriation | \$6,000,000 |
| 27 | Multimodal Transportation Account--Federal | |
| 28 | Appropriation | \$4,247,000 |
| 29 | Special Category C Account--State Appropriation | \$50,279,000 |
| 30 | Tacoma Narrows Toll Bridge Account Appropriation | \$613,300,000 |
| 31 | Transportation 2003 Account (Nickel Account)-- | |
| 32 | State Appropriation | \$561,411,000 |
| 33 | Transportation 2003 Account (nickel account)-- | |
| 34 | Local Appropriation | \$3,622,000 |
| 35 | TOTAL APPROPRIATION | \$2,246,415,000 |

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) Of the amounts appropriated in this section, \$411,113,000 is
4 provided solely for program I to implement the activities and projects
5 included in the Senate 2003 Transportation Project List - Current Law
6 Highway Projects report transmitted to LEAP on April 7, 2003.

7 (2) Of the amounts appropriated in this section, \$656,439,000 is
8 provided for program P to implement the activities and projects
9 included in the Senate 2003 Transportation Project List - Current Law
10 Highway Projects report transmitted to LEAP on April 7, 2003.

11 (3) The entire transportation 2003 account (nickel account)
12 appropriation is provided solely for the projects and activities as
13 indicated in the Senate 2003 Transportation Project List - New Law
14 Highway Projects report transmitted to LEAP on April 7, 2003.

15 (a)(i) The legislature intends that this appropriation completes
16 the project-level environmental impact statement to a record of
17 decision for the corridor between Spokane Street and the Battery Street
18 Tunnel. The environmental impact statement is to include alternatives
19 that maintain or expand auto and truck carrying capacity in the project
20 corridor. Alternatives that do not meet or increase existing capacity
21 will not be eligible for future project funding from the state.
22 Alternatives that reduce traffic capacity must examine alternative
23 improvements to provide increased north-south capacity, including I-5
24 and I-405. The environmental impact statement is to include an
25 alternative for rebuilding and/or retrofitting the existing Alaskan Way
26 Viaduct. The legislative transportation committee shall be consulted
27 and shall approve the preferred alternative for this project prior to
28 any additional funding being expended on this project.

29 (ii) The legislature intends this appropriation to allow for the
30 purchase of property adjacent to the existing Alaskan Way Viaduct.
31 This property will be used in the interim as a remote ferry holding
32 area, and later for construction staging of the viaduct project.

33 (b)(i) The legislature intends that this appropriation completes
34 the project-level environmental impact statement to a record of
35 decision for the corridor between Seattle and Redmond. The
36 environmental impact statement is to include an analysis of an eight-
37 lane alternative. The legislative transportation committee shall be

1 consulted and shall approve the preferred alternative for this project
2 prior to future project expenditures.

3 (ii) The legislature intends that this appropriation complete one
4 hundred percent of the design of the Floating Bridge, Approach
5 Structures, and Portage Bay, and fifteen percent of the design of
6 landslide improvements and early right-of-way acquisition.

7 (4) The entire Tacoma Narrows toll bridge account appropriation is
8 provided solely for the projects and activities as indicated in the
9 Senate 2003 Transportation Project List - Current Law Tacoma Narrows
10 Bridge report transmitted to LEAP on April 7, 2003.

11 (5)(a) \$500,000 of the motor vehicle account--state appropriation
12 is provided solely for a study to provide the legislature with
13 information regarding the feasibility of pursuing a Washington commerce
14 corridor. The department shall retain outside experts to conduct the
15 study. The study must include the following conditions:

16 (i) The Washington commerce corridor must be a north-south corridor
17 starting in the vicinity of Lewis county and extending northerly to the
18 vicinity of the Canadian border. The corridor must be situated east of
19 state route number 405 and west of the Cascades. The corridor may
20 include any of the following features:

21 (A) Ability to carry long-haul freight;

22 (B) Ability to provide for passenger auto travel;

23 (C) Freight rail;

24 (D) Passenger rail;

25 (E) Public utilities; and

26 (F) Other ancillary facilities as may be desired to maximize use of
27 the corridor;

28 (ii) The Washington commerce corridor must be developed, financed,
29 designed, constructed, and operated by private sector consortiums; and

30 (iii) The Washington commerce corridor must be subject to a joint
31 permitting process involving federal, state, and local agencies with
32 jurisdiction.

33 (b) The legislative transportation committee shall form a working
34 group to work with the department and the outside consultant on the
35 study.

36 (6) Of the amounts appropriated in this section, \$342,956,000 is
37 provided solely for the projects expected to be completed before June

1 30, 2005, as indicated in the Senate 2003 Transportation Project List -
2 Current Law Highway Projects report transmitted to LEAP on April 7,
3 2003.

4 (7) Of the amounts appropriated in this section, \$203,404,000 is
5 provided for the projects expected to be completed before June 30,
6 2007, as indicated in the Senate 2003 Transportation Project List -
7 Current Law Highway Projects report transmitted to LEAP on April 7,
8 2003.

9 (8) Of the amounts appropriated in this section, \$408,230,000 is
10 provided for the projects expected to be completed after June 30, 2007,
11 as indicated in the Senate 2003 Transportation Project List - Current
12 Law Highway Projects report transmitted to LEAP on April 7, 2003.

13 (9) Of the amounts appropriated in this section, \$80,897,000 is
14 provided for the direct project support and other administration as
15 indicated in the Senate 2003 Transportation Project List - Current Law
16 Highway Projects report transmitted to LEAP on April 7, 2003.

17 (10) Of the amounts appropriated in this section, \$34,602,000 is
18 provided for the emerging needs, projects without construction, and
19 future unidentified needs as indicated in the Senate 2003
20 Transportation Project List - Current Law Highway Projects report
21 transmitted to LEAP on April 7, 2003.

22 (11) The motor vehicle account--state appropriation includes
23 \$155,700,000 in proceeds from the sale of bonds authorized by RCW
24 47.10.843. The transportation commission may authorize the use of
25 current revenues available to the department of transportation in lieu
26 of bond proceeds for any part of the state appropriation.

27 (12) The motor vehicle account--state appropriation includes
28 \$2,850,000 in proceeds from the sale of bonds authorized in RCW
29 47.10.761 and 47.10.762 for emergency purposes.

30 (13) The transportation account (nickel account) appropriation
31 includes \$280,000,000 in proceeds from the sale of bonds authorized by
32 Senate Bill No. 6062. The transportation commission may authorize the
33 use of current revenues available to the department of transportation
34 in lieu of bond proceeds for any part of the state appropriation.

35 (14) The Tacoma Narrows toll bridge account--state appropriation
36 includes \$567,000,000 in proceeds from the sale of bonds authorized by
37 RCW 47.10.843. The Tacoma Narrows toll bridge account--state

1 appropriation includes \$46,300,000 in unexpended proceeds from the
2 January 2003 bond sale authorized in RCW 47.10.843 for the Tacoma
3 Narrows bridge project.

4 (15) The special category C account--state appropriation includes
5 \$44,000,000 in proceeds from the sale of bonds authorized by RCW
6 47.10.812. The transportation commission may authorize the use of
7 current revenues available in the special category C account in lieu of
8 bond proceeds for any part of the state appropriation.

9 (16) The department of transportation is authorized to maximize the
10 use of federal and state funds to implement the provisions of this
11 section.

12 (17) To manage some projects more efficiently, federal funds may be
13 transferred from program Z to program I or P to replace those federal
14 funds in a dollar-for-dollar match. However, funds may not be
15 transferred between federal programs. Fund transfers authorized under
16 this subsection shall not affect project prioritization status.
17 Appropriations shall initially be allotted as appropriated in this act.
18 The department shall not transfer funds as authorized under this
19 subsection without approval of the transportation commission. The
20 department shall submit a report on those projects receiving fund
21 transfers to the transportation committees of the senate and house of
22 representatives by December 1, 2004.

23 (18) Amounts appropriated in this section include the
24 reappropriations for the cost underruns indicated by the department on
25 March 1, 2003. Should the actual underruns on June 30, 2003, be
26 higher, the department shall request additional appropriation authority
27 in the 2004 legislative session. Should the actual underruns on June
28 30, 2003, be lower, the appropriations in this section shall be lowered
29 by the difference between the amounts indicated on March 1, 2003, and
30 the actual amounts on June 30, 2003.

31 (19) The department of transportation shall continue to implement
32 the lowest life cycle cost planning approach to pavement management
33 throughout the state to encourage the most effective and efficient use
34 of pavement preservation funds. Emphasis should be placed on
35 increasing the number of roads addressed on time and reducing the
36 number of roads past due.

37 (20) Of the amounts appropriated in this section, \$124,000 is

1 provided for increased project costs due to the enactment of Substitute
2 Senate Bill No. 5457.

3 (21) If federal earmarks are received by the department, the
4 funding must not be used to expand the scope of any project.

5 (22) The department of transportation may not operate any existing
6 high-occupancy vehicle lanes and may not open or operate any new high-
7 occupancy vehicle lane projects in counties with a population of
8 300,000 or more that border the state of Oregon unless: (a) Vehicle
9 spaces at park and ride lots within the county are three times the
10 capacity in existence on the effective date of this act; (b) the
11 Interstate 5 bridge over the Columbia River is retrofitted to include
12 four southbound general purpose lanes; and (c) the department of
13 transportation determines that high-occupancy vehicle lanes will
14 improve travel time by at least eight minutes over the length of the
15 high-occupancy vehicle lanes.

16 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**
17 **TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL**

| | | |
|----|--|--------------|
| 18 | Motor Vehicle Account--State Appropriation | \$11,688,000 |
| 19 | Motor Vehicle Account--Federal Appropriation | \$14,510,000 |
| 20 | TOTAL APPROPRIATION | \$26,198,000 |

21 The appropriations in this section are subject to the following
22 conditions and limitations: The motor vehicle account--state
23 appropriation includes \$11,688,000 for state matching funds for
24 federally selected competitive grant or congressional earmark projects
25 other than the commercial vehicle information system and network.
26 These moneys shall be placed into reserve status until such time as
27 federal funds are secured that require a state match.

28 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
29 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

| | | |
|----|--|---------------|
| 30 | Puget Sound Capital Construction Account-- | |
| 31 | State Appropriation | \$129,066,000 |
| 32 | Puget Sound Capital Construction Account-- | |
| 33 | Federal Appropriation | \$34,400,000 |
| 34 | Transportation 2003 Account (nickel account) | |
| 35 | Appropriation | \$17,522,000 |
| 36 | TOTAL APPROPRIATION | \$180,988,000 |

1 The appropriations in this section are provided for improving the
2 Washington state ferry system, including, but not limited to, vessel
3 construction, major and minor vessel improvements, and terminal
4 construction and improvements. The appropriations in this section are
5 subject to the following conditions and limitations:

6 (1) \$129,066,000 of the Puget Sound capital construction account--
7 state appropriation and \$34,400,000 of the Puget Sound capital
8 construction account--federal appropriation are provided solely for
9 capital projects as listed in the Senate 2003 Transportation Project
10 List - Current Law Ferries Capital as transmitted to the LEAP on April
11 7, 2003.

12 (2) \$17,522,000 of the transportation 2003 account (nickel
13 account)--state appropriation is provided solely for capital projects
14 as listed in the Senate 2003 Transportation Project List - New Law
15 Ferries Capital as transmitted to the LEAP on April 7, 2003.

16 (3) The Puget Sound capital construction account--state
17 appropriation includes \$45,000,000 in proceeds from the sale of bonds
18 authorized by RCW 47.10.843 for vessel and terminal acquisition, major
19 and minor improvements, and long lead time materials acquisition for
20 the Washington state ferries. The transportation commission may
21 authorize the use of current revenues available to the motor vehicle
22 account in lieu of bond proceeds for any part of the state
23 appropriation.

24 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**
25 **RAIL--PROGRAM Y--CAPITAL**

| | | |
|----|---|--------------|
| 26 | Essential Rail Assistance Account--State Appropriation . . . | \$770,000 |
| 27 | Multimodal Transportation Account--State Appropriation . . | \$35,530,000 |
| 28 | Multimodal Transportation Account--Federal Appropriation . | \$9,499,000 |
| 29 | Washington Fruit Express Account--State Appropriation | \$500,000 |
| 30 | TOTAL APPROPRIATION | \$46,299,000 |

31 The appropriations in this section are subject to the following
32 conditions and limitations:

33 (1) \$5,530,000 of the multimodal transportation account--state
34 appropriation, \$9,499,000 of the multimodal transportation account--
35 federal appropriation, \$500,000 of the Washington fruit express
36 account--state appropriation, and \$770,000 of the essential rail

1 assistance account--state appropriation are provided solely for capital
2 projects as listed in the Senate 2003 Transportation Project List -
3 Current Law Rail Capital as transmitted to the LEAP on April 7, 2003.

4 (2) \$30,000,000 of the multimodal transportation account--state
5 appropriation is provided solely for capital projects as listed in the
6 Senate 2003 Transportation Project List - New Law Rail Capital as
7 transmitted to the LEAP on April 7, 2003.

8 (3) If federal block grant funding for freight or passenger rail is
9 received, the department shall consult with the legislative
10 transportation committee prior to spending the funds on additional
11 projects.

12 (4) If the department issues a call for projects, applications must
13 be received by the department by November 1, 2003, and November 1,
14 2004.

15 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**
16 **LOCAL PROGRAMS--PROGRAM Z--CAPITAL**

| | |
|--|--------------|
| 17 Highway Infrastructure Account--State Appropriation | \$207,000 |
| 18 Highway Infrastructure Account--Federal Appropriation | \$1,602,000 |
| 19 Motor Vehicle Account--State Appropriation | \$28,425,000 |
| 20 Multimodal Account--State Appropriation | \$7,726,000 |
| 21 Transportation 2003 Account (nickel account)--State | |
| 22 Appropriation | \$6,000,000 |
| 23 TOTAL APPROPRIATION | \$43,960,000 |

24 The appropriations in this section are subject to the following
25 conditions and limitations:

26 (1) The entire Transportation 2003 Account (nickel account)
27 appropriation is provided solely for the projects and activities as
28 indicated in the Senate 2003 Transportation Project List - New Law
29 Local Projects report transmitted to LEAP on April 7, 2003.

30 (2) To manage some projects more efficiently, federal funds may be
31 transferred from program Z to programs I and P and state funds shall be
32 transferred from programs I and P to program Z to replace those federal
33 funds in a dollar-for-dollar match. However, funds may not be
34 transferred between federal programs. Fund transfers authorized under
35 this subsection shall not affect project prioritization status.
36 Appropriations shall initially be allotted as appropriated in this act.
37 The department may not transfer funds as authorized under this

1 subsection without approval of the transportation commission. The
2 department shall submit a report on those projects receiving fund
3 transfers to the transportation committees of the senate and house of
4 representatives by December 1, 2004.

5 (3) \$7,576,000 of the multimodal transportation account--state
6 appropriation is reappropriated and provided solely to fund the first
7 phase of a multiphase cooperative project with the state of Oregon to
8 dredge the Columbia River. The department shall not expend the
9 appropriation in this section unless agreement on ocean disposal sites
10 has been reached that protects the state's commercial crab fishery.
11 The amount provided in this subsection shall lapse unless the state of
12 Oregon appropriates a dollar-for-dollar match to fund its share of the
13 project.

14 (4) \$1,156,000 of the motor vehicle account--state appropriation is
15 reappropriated and provided solely for additional small city pavement
16 preservation program grants, to be administered by the department's
17 highways and local programs division. The department shall review all
18 projects receiving grant awards under this program at least
19 semiannually to determine whether the projects are making satisfactory
20 progress. Any project that has been awarded small city pavement
21 preservation program grant funds, but does not report activity on the
22 project within one year of grant award, should be reviewed by the
23 department to determine whether the grant should be terminated. The
24 department must promptly close out grants when projects have been
25 completed, and identify where unused grant funds remain because actual
26 project costs were lower than estimated in the grant award. The
27 department shall expeditiously extend new grant awards to qualified
28 projects when funds become available either because grant awards have
29 been rescinded for lack of sufficient project activity or because
30 completed projects returned excess grant funds upon project closeout.

31 (5) \$4,010,000 of the motor vehicle account--state appropriation is
32 reappropriated and provided solely for additional traffic and
33 pedestrian safety improvements near schools. The highways and local
34 programs division within the department of transportation shall
35 administer this program. The department shall review all projects
36 receiving grant awards under this program at least semiannually to
37 determine whether the projects are making satisfactory progress. Any
38 project that has been awarded traffic and pedestrian safety improvement

1 grant funds, but does not report activity on the project within one
2 year of grant award should be reviewed by the department to determine
3 whether the grant should be terminated. The department must promptly
4 close out grants when projects have been completed, and identify where
5 unused grant funds remain because actual project costs were lower than
6 estimated in the grant award. The department shall expeditiously
7 extend new grant awards to qualified projects when funds become
8 available either because grant awards have been rescinded for lack of
9 sufficient project activity or because completed projects returned
10 excess grant funds upon project closeout.

11 **TRANSFERS AND DISTRIBUTIONS**

12 **NEW SECTION. Sec. 401. FOR THE STATE TREASURER--BOND RETIREMENT**
13 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
14 **BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE FUND AND**
15 **TRANSPORTATION FUND REVENUE**

| | | |
|----|---|---------------|
| 16 | Highway Bond Retirement Account Appropriation | \$258,971,000 |
| 17 | Ferry Bond Retirement Account Appropriation | \$43,340,000 |
| 18 | Transportation Improvement Board Bond Retirement | |
| 19 | Account--State Appropriation | \$36,721,000 |
| 20 | Motor Vehicle Account--State Appropriation | \$3,876,000 |
| 21 | Special Category C Account--State Appropriation | \$331,000 |
| 22 | Transportation Improvement Account--State | |
| 23 | Appropriation | \$240,000 |
| 24 | Transportation 2003 Account (nickel account) | |
| 25 | Appropriation | \$2,100,000 |
| 26 | TOTAL APPROPRIATION | \$345,579,000 |

27 **NEW SECTION. Sec. 402. FOR THE STATE TREASURER--BOND RETIREMENT**
28 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
29 **BOND SALE EXPENSES AND FISCAL AGENT CHARGES**

| | | |
|----|--|-------------|
| 30 | Motor Vehicle Account--State Appropriation | \$1,293,000 |
| 31 | Special Category C Account Appropriation | \$111,000 |
| 32 | Transportation Improvement Account--State | |
| 33 | Appropriation | \$5,000 |
| 34 | Transportation 2003 Account (nickel account)--State | |

1 Appropriation \$700,000
2 TOTAL APPROPRIATION \$2,109,000

3 NEW SECTION. **Sec. 403. FOR THE STATE TREASURER--BOND RETIREMENT**
4 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
5 **MVFT BONDS AND TRANSFERS**

6 (1) Motor Vehicle Account--State Reappropriation:
7 For transfer to the Tacoma Narrows toll bridge
8 account \$567,000,000

9 The department of transportation is authorized to sell up to
10 \$567,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
11 Narrows bridge project. Proceeds from the sale of the bonds shall be
12 deposited into the motor vehicle account. The department of
13 transportation shall inform the treasurer of the amount to be
14 deposited.

15 (2) Motor Vehicle Account--State Appropriation:
16 For transfer to the Puget Sound capital construction
17 account \$45,000,000

18 The department of transportation is authorized to sell up to
19 \$45,000,000 in bonds authorized by RCW 47.10.843 for vessel and
20 terminal acquisition, major and minor improvements, and long lead-time
21 materials acquisition for the Washington state ferries.

22 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER--STATE REVENUES**
23 **FOR DISTRIBUTION**

24 Motor Vehicle Account Appropriation for
25 motor vehicle fuel tax distributions to
26 cities and counties \$441,359,000

27 Motor Vehicle Account--State Appropriation:
28 For license permit and fee distributions to cities
29 and counties \$51,652,000

30 NEW SECTION. **Sec. 405. FOR THE STATE TREASURER--TRANSFERS**

31 (1) State Patrol Highway Account--State
32 Appropriation: For transfer to the Motor
33 Vehicle Account \$15,000,000

34 (2) Motor Vehicle Account--State

1 Appropriation: For motor vehicle fuel tax
2 refunds and transfers \$465,152,000
3 (3) Highway Safety Account--State
4 Appropriation: For transfer to the motor
5 vehicle account--state \$12,000,000

6 The state treasurer shall perform the transfers from the state
7 patrol highway account and the highway safety account to the motor
8 vehicle account on a quarterly basis.

9 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF TRANSPORTATION--**
10 **TRANSFERS**

11 (1) Motor Vehicle Fund--State Appropriation:
12 For transfer to Puget Sound Ferry Operations
13 Account \$21,757,000

14 (2) RV Account--State Appropriation:
15 For transfer to the Motor Vehicle Fund--State \$1,954,000

16 (3) Motor Vehicle Fund--State Appropriation:
17 For transfer to Puget Sound Capital Construction
18 Account \$64,287,000

19 (4) Puget Sound Ferry Operations Account--State Appropriation:
20 For transfer to Puget Sound Capital Construction
21 Account \$22,000,000

22 The transfers identified in this section are subject to the
23 following conditions and limitations:

24 (a) The department of transportation shall only transfer funds in
25 subsections (2) and (3) of this section up to the level provided, on an
26 as-needed basis.

27 (b) The department of transportation shall transfer funds in
28 subsection (4) of this section up to the amount identified, provided
29 that a minimum balance of \$5,000,000 is retained in the Puget Sound
30 ferry operations account.

31 (c) The amount identified in subsection (4) of this section may not
32 include any revenues collected as passenger fares.

33 NEW SECTION. **Sec. 407. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**
34 **TRANSFERS**

35 State Patrol Highway Account: For transfer to the
36 department of retirement systems expense account:

1 For the administrative expenses of the judicial
2 retirement system \$223,304

3 NEW SECTION. **Sec. 408. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
4 **CONTRIBUTIONS TO RETIREMENT SYSTEMS AND EMPLOYEE HEALTH BENEFITS**

5 Pilotage Account--State Appropriation \$2,000
6 Aeronautics Account--State Appropriation \$12,000
7 State Patrol Highway Account--State Appropriation \$2,044,000
8 State Patrol Highway Account--Federal Appropriation \$34,000
9 State Patrol Highway Account--Local Appropriation \$10,000
10 Motorcycle Safety Education Account--State
11 Appropriation \$2,000
12 Rural Arterial Trust Account--State Appropriation \$4,000
13 Highway Safety Account--State Appropriation \$634,000
14 Highway Safety Account--Federal Appropriation \$19,000
15 Motor Vehicle Account--State Appropriation \$2,770,000
16 Puget Sound Ferry Operations Account--State
17 Appropriation \$1,556,000
18 Urban Arterial Trust Account--State Appropriation \$8,000
19 Transportation Improvement Account--State
20 Appropriation \$3,000
21 County Arterial Preservation Account--State
22 Appropriation \$5,000
23 Department of Licensing Services Account--State
24 Appropriation \$3,000
25 TOTAL APPROPRIATION \$7,106,000

26 NEW SECTION. **Sec. 409. STATUTORY APPROPRIATIONS.**

27 In addition to the amounts appropriated in this act for revenue for
28 distribution, state contributions to the law enforcement officers' and
29 fire fighters' retirement system, and bond retirement and interest
30 including ongoing bond registration and transfer charges, transfers,
31 interest on registered warrants, and certificates of indebtedness,
32 there is also appropriated such further amounts as may be required or
33 available for these purposes under any statutory formula or under any
34 proper bond covenant made under law.

1 study shall be staffed by house of representatives transportation
2 committee staff. The study group shall report back to the house of
3 representatives transportation committee by January 1, 2002.

4 ~~((+4))~~ (5) The house of representatives transportation committee
5 shall conduct a study of the effect of the weight of fire-fighting
6 apparatus on state roadways. The study shall determine, at a minimum,
7 the various types of fire-fighting apparatus currently in use on state
8 roadways; the size, weight and load effect of fire-fighting apparatus
9 that are currently in use or that potentially could be in use on the
10 state roadways, as well as on state bridges; and the effect on public
11 safety. The study may examine state and federal laws that affect fire-
12 fighting apparatuses. House of representatives transportation
13 committee cochairs shall each appoint one member from their respective
14 caucus to serve as cochair of the study group. The study shall be
15 staffed by house of representatives transportation committee staff.
16 The study group will report back to the house of representatives
17 transportation committee by January 1, 2002.

18 ~~((+5))~~ (6) The legislative transportation committee shall conduct
19 a feasibility study of potential for economic partnerships between the
20 Washington state ferries and local government entities, including but
21 not limited to port districts. The study is intended to improve ferry
22 terminals. The study shall, at a minimum, identify the market,
23 physical, and economic factors that should be examined in determining
24 whether an economic or commercial development partnership project on or
25 around Washington state ferry terminals is likely to produce revenue
26 for the partners. The study shall apply those factors to an analysis
27 of each terminal used by Washington state ferries and recommend whether
28 further exploration of state and local partnerships would be of
29 potential economic benefit to the partners. The entity selected to
30 perform the study through the request for proposals process will report
31 back to the transportation committees of the legislature by December 1,
32 2001.

33 ~~((+6))~~ (7) The legislative transportation committee, in
34 cooperation with an areawide transportation system or systems, shall
35 undertake an evaluation of providing locally sponsored transit services
36 in a local community supplemental to those services provided by an
37 areawide system. The evaluation shall address:

38 (a) The costs and benefits of providing such services;

1 (b) The impact of such service on ridership on the areawide system
2 and on any regional systems;

3 (c) Funding options for supplemental services; and

4 (d) Institutional arrangements affecting the institution of
5 supplemental services.

6 The committee shall work with the department of transportation,
7 areawide transit providers, community officials, private businesses,
8 labor organizations, and others as appropriate in conducting the
9 evaluation, and in developing a pilot project if feasible. The
10 committee shall also conduct a study of local transit systems with the
11 purpose of making recommendations to make local transit services more
12 seamless and efficient. The committee shall provide an interim
13 progress report to the legislature by January 2002. The committee
14 shall report its findings to the legislature not later than December 1,
15 2002.

16 (~~(7)~~) (8) The legislative transportation committee shall
17 undertake an evaluation of the statutory exemptions for transportation
18 taxes, including but not limited to motor vehicle fuel taxes. The
19 committee shall report its findings to the legislature by December 1,
20 2003.

21 (~~(8)~~) (9) The legislative transportation committee will convene
22 a working group to review the costs, processes, and other
23 considerations relating to special vehicle license plates. The working
24 group will also review special license plate tabs and emblems. The
25 committee will report its findings to the legislature by December 1,
26 2002.

27 (~~(9)~~) (10) The legislative transportation committee shall form a
28 working group to evaluate the feasibility of developing an alternative
29 corridor to Interstate 5 and Interstate 405 to expedite the movement of
30 commerce between the Canadian border, the central Puget Sound region,
31 the south Puget Sound region, and more southerly areas. The corridor
32 would run from approximately the Canadian border in the north to
33 approximately Lewis county in the south. This alternative corridor
34 analysis shall address truck, rail, pipeline, and other utility needs
35 for the corridor, to determine the feasibility of financing and
36 constructing such a corridor, taking into consideration: (a)
37 Anticipated present and future freight demand as well as freight
38 traffic relief for existing state highway and rail routes; (b) the

1 potential for carrying general purpose traffic to provide relief for
2 other state highway routes; (c) a cost-benefit analysis detailing
3 various funding possibilities, including federal funds and the use of
4 charges and tolls to fund construction and operation of the corridor as
5 a utility corridor and a toll facility; (d) an analysis detailing
6 possible right of way locations, including but not limited to property
7 donations, trades, or credits between or among the public and private
8 sector; and (e) possible private sector, local, or other partnerships
9 that may be used to fund the project. The working group shall report
10 its findings to the full committee by December 15, 2002.

11 **Sec. 1202.** 2002 c 359 s 207 (uncodified) is amended to read as
12 follows:

13 **FOR THE WASHINGTON STATE PATROL--FIELD OPERATIONS BUREAU**

| | |
|--|--------------------------------|
| 14 State Patrol Highway Account-- | |
| 15 State Appropriation | ((\$164,147,000)) |
| 16 | <u>\$163,915,000</u> |
| 17 State Patrol Highway Account-- | |
| 18 Federal Appropriation | ((\$7,278,000)) |
| 19 | <u>\$7,544,000</u> |
| 20 State Patrol Highway Account-- | |
| 21 Private/Local Appropriation | ((\$169,000)) |
| 22 | <u>\$282,000</u> |
| 23 TOTAL APPROPRIATION | ((\$171,594,000)) |
| 24 | <u>\$171,741,000</u> |

25 The appropriations in this section are subject to the following
26 conditions and limitations and specified amounts are provided solely
27 for the activities of the field operations bureau:

28 (1) As a result of the elimination of the vehicle inspection number
29 (VIN) program, no permanent Washington state patrol employee shall be
30 displaced from employment without the opportunity to fill a vacant
31 patrol position for which he or she has a preference and meets the
32 minimum qualifications. For the purpose of the VIN program
33 elimination, the guidelines under chapter 356-26 WAC (Registers-
34 Certifications) shall be suspended for those employees holding the
35 classification of VIN 1 or 2.

36 (2) To the extent possible, the agency shall transfer displaced VIN
37 personnel into the 20 newly created school bus inspection and motor

1 carrier safety assistance program positions. The agency shall fill
2 existing vacant positions within the commercial vehicle division with
3 displaced VIN personnel. The agency shall report by December 31, 2001,
4 to the senate and house of representatives transportation committees on
5 efforts to relocate displaced VIN personnel.

6 **Sec. 1203.** 2002 c 359 s 208 (uncodified) is amended to read as
7 follows:

8 **FOR THE WASHINGTON STATE PATROL--SUPPORT SERVICES BUREAU**

9 Multimodal Transportation Account--State

10 Appropriation \$5,247,000

11 State Patrol Highway Account--

12 State Appropriation ((~~\$71,736,000~~))

13 \$71,731,000

14 State Patrol Highway Account--

15 Private/Local Appropriation \$735,000

16 TOTAL APPROPRIATION ((~~\$77,718,000~~))

17 \$77,713,000

18 The appropriations in this section are subject to the following
19 conditions and limitations and specified amounts are provided solely
20 for the activities of the support services bureau:

21 (1) \$67,000 of the state patrol highway account--state
22 appropriation is provided solely for the patrol to work jointly with
23 the department of transportation, the military department, and the
24 department of natural resources, in coordination with the state
25 interoperability executive committee, on the development and
26 implementation of a secure geographical information system database to
27 illustrate locations and specifications of statewide radio and
28 microwave towers

29 (2) \$5,247,000 of the multimodal transportation account--state
30 appropriation and \$2,299,000 of the state patrol highway account--state
31 appropriation is a one time funding of general fund activities. The
32 general fund will resume funding these activities beginning in the
33 2003-05 biennium.

34 (3) The Washington state patrol shall review the policy of allowing
35 commissioned uniformed officers to use personally assigned vehicles for
36 commuting purposes. This provision applies to every Washington state
37 patrol officer except the chief and any officer that requires use of a

1 vehicle for work performed throughout the day. The agency shall submit
2 to the house of representatives and senate transportation committees by
3 December 1, 2002, a list of officers that use vehicles for commuting
4 purposes and any revisions to the vehicle use policy resulting from the
5 review required under this subsection.

6 **Sec. 1204.** 2002 c 359 s 210 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES**

| | | |
|----|---|---------------------------|
| 9 | Marine Fuel Tax Refund Account--State | |
| 10 | Appropriation | \$3,000 |
| 11 | Motorcycle Safety Education Account-- | |
| 12 | State Appropriation | \$88,000 |
| 13 | Wildlife Account--State Appropriation | \$81,000 |
| 14 | Highway Safety Account--State Appropriation | (\$7,724,000) |
| 15 | | <u>\$7,763,000</u> |
| 16 | Highway Safety Account--Federal Appropriation | \$55,000 |
| 17 | Motor Vehicle Account--State Appropriation | (\$4,400,000) |
| 18 | | <u>\$4,415,000</u> |
| 19 | Licensing Services Account--State | |
| 20 | Appropriation | \$173,000 |
| 21 | TOTAL APPROPRIATION | (\$12,524,000) |
| 22 | | <u>\$12,578,000</u> |

23 The appropriations in this section are subject to the following
24 conditions and limitations and specified amounts are provided solely
25 for the activities referenced:

26 (1) \$6,000 of the motor vehicle account--state appropriation is
27 provided solely for the implementation of Senate Bill No. 5354 in the
28 form passed by the legislature. If Senate Bill No. 5354 is not enacted
29 in the form passed by the legislature the amount provided in this
30 subsection shall lapse.

31 (2) \$14,000 of the motor vehicle account--state appropriation and
32 \$3,000 of the highway safety account--state appropriation are provided
33 solely for the implementation of Senate Bill No. 6814 in the form
34 passed by the legislature. If Senate Bill No. 6814 is not enacted in
35 the form passed by the legislature the amounts provided in this
36 subsection shall lapse.

1 (3) \$26,000 of the motor vehicle account--state appropriation and
2 \$1,000 of the highway safety account--state appropriation are provided
3 solely for the implementation of Senate Bill No. 6748 in the form
4 passed by the legislature. If Senate Bill No. 6748 is not enacted in
5 the form passed by the legislature the amount provided in this
6 subsection shall lapse.

7 (4) \$2,000 of the motor vehicle account--state appropriation and
8 \$4,000 of the highway safety account--state appropriation is provided
9 solely for the implementation of Senate Bill No. 5626 in the form
10 passed by the legislature. If Senate Bill No. 5626 is not enacted in
11 the form passed by the legislature the amount provided in this
12 subsection shall lapse.

13 (5) \$11,000 of the highway safety account--state appropriation is
14 provided solely for the implementation of Senate Bill No. 6461 in the
15 form passed by the legislature. If Senate Bill No. 6461 is not enacted
16 in the form passed by the legislature the amount provided in this
17 subsection shall lapse.

18 **Sec. 1205.** 2002 c 359 s 211 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF LICENSING--INFORMATION SYSTEMS**

| | |
|--|--------------------------|
| 21 Marine Fuel Tax Refund Account--State | |
| 22 Appropriation | \$2,000 |
| 23 Motorcycle Safety Education Account-- | |
| 24 State Appropriation | \$13,000 |
| 25 Wildlife Account--State Appropriation | \$34,000 |
| 26 Highway Safety Account--State Appropriation | (\$5,735,000) |
| 27 | <u>\$5,763,000</u> |
| 28 Highway Safety Account--Federal Appropriation | \$31,000 |
| 29 Motor Vehicle Account--State Appropriation | (\$3,695,000) |
| 30 | <u>\$3,707,000</u> |
| 31 Licensing Services Account--State | |
| 32 Appropriation | (\$213,000) |
| 33 | <u>\$214,000</u> |
| 34 TOTAL APPROPRIATION | (\$9,723,000) |
| 35 | <u>\$9,764,000</u> |

36 The appropriations in this section are subject to the following
37 conditions and limitations:

1 (1) The department of licensing shall report to the legislative
2 transportation committees on the progress of the expanded internet
3 service no later than December 15, 2002.

4 (2) \$4,000 of the motor vehicle account--state appropriation is
5 provided solely for the implementation of Senate Bill No. 5354 in the
6 form passed by the legislature. If Senate Bill No. 5354 is not enacted
7 in the form passed by the legislature the amount provided in this
8 subsection shall lapse.

9 (3) \$4,000 of the motor vehicle account--state appropriation and
10 \$2,000 of the highway safety account--state appropriation are provided
11 solely for the implementation of Senate Bill No. 6814 in the form
12 passed by the legislature. If Senate Bill No. 6814 is not enacted in
13 the form passed by the legislature the amounts provided in this
14 subsection shall lapse.

15 (4) \$19,000 of the motor vehicle account--state appropriation and
16 \$1,000 of the highway safety account--state appropriation are provided
17 solely for the implementation of Senate Bill No. 6748 in the form
18 passed by the legislature. If Senate Bill No. 6748 is not enacted in
19 the form passed by the legislature the amounts provided in this
20 subsection shall lapse.

21 (5) \$1,000 of the motor vehicle account--state appropriation and
22 \$3,000 of the highway safety account--state appropriation are provided
23 solely for the implementation of Senate Bill No. 5626 in the form
24 passed by the legislature. If Senate Bill No. 5626 is not enacted in
25 the form passed by the legislature the amount provided in this
26 subsection shall lapse.

27 (6) \$8,000 of the highway safety account--state appropriation is
28 provided solely for the implementation of Senate Bill No. 6461 in the
29 form passed by the legislature. If Senate Bill No. 6461 is not enacted
30 in the form passed by the legislature the amount provided in this
31 subsection shall lapse.

32 **Sec. 1206.** 2002 c 359 s 212 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF LICENSING--VEHICLE SERVICES**

35 Marine Fuel Tax Refund Account--

36 State Appropriation \$26,000

37 Wildlife Account--State Appropriation \$578,000

1 Motor Vehicle Account--State Appropriation (~~(\$58,191,000)~~)
2 \$58,479,000
3 Licensing Services Account--State
4 Appropriation \$4,240,000
5 TOTAL APPROPRIATION (~~(\$63,035,000)~~)
6 \$63,323,000

7 The appropriations in this section are subject to the following
8 conditions and limitations and specified amounts are provided solely
9 for the activities referenced:

10 (1) \$82,000 of the motor vehicle account--state appropriation is
11 provided solely for the implementation of Senate Bill No. 6814 in the
12 form passed by the legislature. If Senate Bill No. 6814 is not enacted
13 in the form passed by the legislature the amount provided in this
14 subsection shall lapse.

15 (2) \$376,000 of the motor vehicle account--state appropriation is
16 provided solely for the implementation of Senate Bill No. 6748 in the
17 form passed by the legislature. If Senate Bill No. 6748 is not enacted
18 in the form passed by the legislature the amount provided in this
19 subsection shall lapse.

20 (3) \$77,000 of the motor vehicle account--state appropriation is
21 provided solely for the implementation of Senate Bill No. 5354 in the
22 form passed by the legislature. If Senate Bill No. 5354 is not enacted
23 in the form passed by the legislature the amount provided in this
24 subsection shall lapse.

25 (4) The department shall work cooperatively with the national guard
26 to develop and make available a national guard sticker which may be
27 affixed to a license plate. The stickers shall be available upon
28 application. The department shall charge a fee for the stickers
29 sufficient to defray the costs of production.

30 (5) The department shall work cooperatively with the Washington
31 state council of fire fighters to develop and make available a fire
32 fighter sticker which may be affixed to a license plate. The stickers
33 shall be available upon application to members of the international
34 association of fire fighters. The department shall charge a fee for
35 the stickers sufficient to defray the costs of production.

36 (6) \$22,000 of the motor vehicle account--state appropriation is
37 provided solely for the implementation of Senate Bill No. 5626 in the

1 form passed by the legislature. If Senate Bill No. 5626 is not enacted
2 in the form passed by the legislature the amount provided in this
3 subsection shall lapse.

4 **Sec. 1207.** 2002 c 359 s 213 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES**

7 Motorcycle Safety Education Account--

8 State Appropriation \$2,573,000

9 Highway Safety Account--State Appropriation (~~(\$82,175,000)~~)

10 \$82,667,000

11 Highway Safety Account--Federal Appropriation (~~(\$788,000)~~)

12 \$824,000

13 TOTAL APPROPRIATION (~~(\$85,536,000)~~)

14 \$86,064,000

15 The appropriations in this section are subject to the following
16 conditions and limitations:

17 (1) The department of licensing shall prepare a capital project
18 plan adopting a process for using certificates of participation to
19 purchase licensing services offices if the combined principle and
20 interest payments are the same or less than existing or future leases
21 on comparable facilities.

22 (2) \$21,000 of the highway safety fund--state appropriation is
23 provided solely for the implementation of Senate Bill No. 6748 in the
24 form passed by the legislature. If Senate Bill No. 6748 is not enacted
25 in the form passed by the legislature the amount provided in this
26 subsection shall lapse.

27 (3) \$36,000 of the highway safety fund--state appropriation is
28 provided solely for the implementation of Senate Bill No. 6814 in the
29 form passed by the legislature. If Senate Bill No. 6814 is not enacted
30 in the form passed by the legislature the amount provided in this
31 subsection shall lapse.

32 (4) \$162,000 of the highway safety account--state appropriation is
33 provided solely for the implementation of Senate Bill No. 6461 in the
34 form passed by the legislature. If Senate Bill No. 6461 is not enacted
35 in the form passed by the legislature the amount provided in this
36 subsection shall lapse.

1 (5) \$56,000 of the highway safety account--state appropriation is
2 provided solely for the implementation of Senate Bill No. 5626 in the
3 form passed by the legislature. If Senate Bill No. 5626 is not enacted
4 in the form passed by the legislature the amount provided in this
5 subsection shall lapse.

6 **Sec. 1208.** 2002 c 359 s 215 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF TRANSPORTATION--AVIATION--PROGRAM F**

| | |
|--|------------------------------|
| 9 Aeronautics Account--State Appropriation | ((\$5,349,000)) |
| | <u>\$4,967,000</u> |
| 11 Aircraft Search and Rescue Safety and | |
| 12 Education Account--State Appropriation | \$160,000 |
| 13 TOTAL APPROPRIATION | ((\$5,509,000)) |
| 14 | <u>\$5,127,000</u> |

15 **Sec. 1209.** 2002 c 359 s 223 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
18 **PROGRAM U**

19 Payments in this section represent charges from other state
20 agencies to the department of transportation.

21 (1) FOR PAYMENT OF WASHINGTON STATE FERRIES TORT LIABILITY AND
22 SETTLEMENTS

23 Motor Vehicle Account--State Appropriation \$5,626,000

24 ((+1)) (2) FOR PAYMENT OF DEPARTMENT OF GENERAL ADMINISTRATION
25 OFFICE OF RISK MANAGEMENT FEES

26 Motor Vehicle Account--State Appropriation \$464,000

27 Puget Sound Ferry Operations--State
28 Appropriation \$154,000

29 ((+2)) (3) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR

30 Motor Vehicle Account--State Appropriation \$713,000

31 ((+3)) (4) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL
32 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES

33 Motor Vehicle Account--State Appropriation \$4,047,000

34 ((+4)) (5) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL

35 Motor Vehicle Account--State Appropriation \$2,237,000

1 ((+5)) (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
2 ADMINISTRATION

3 Motor Vehicle Account--State Appropriation \$28,755,000
4 Motor Vehicle Fund--Puget Sound Ferry Operations Account--
5 State Appropriation \$4,204,000

6 The office of risk management shall evaluate the risk pool premium
7 assessments to ensure that proper tracking, measuring, and reporting
8 methods have been utilized to ensure funding equity has been
9 maintained. "Funding equity" includes but is not limited to
10 demonstrating that premiums assessed to the department of
11 transportation will, over time, not exceed claims paid in order to
12 ensure that premiums paid by the department of transportation are not
13 unconstitutionally expended for nonhighway purposes. The office of
14 risk management shall make a full report of its findings to the
15 legislature no later than January 15, 2002.

16 (6) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS
17 ENTERPRISES

18 Motor Vehicle Account--State Appropriation \$251,000

19 (7) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
20 PROJECTS SURCHARGE

21 Motor Vehicle Account--State Appropriation \$1,547,000

22 (8) FOR ARCHIVES AND RECORDS MANAGEMENT

23 Motor Vehicle Account--State Appropriation \$457,000

24 TOTAL APPROPRIATION ((~~\$42,829,000~~))
25 \$48,455,000

26 **Sec. 1210.** 2002 c 359 s 226 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**

29 Puget Sound Ferry Operations Account--State
30 Appropriation ((~~\$311,312,000~~))
31 \$313,250,000

32 The appropriation in this section is subject to the following
33 conditions and limitations and specified amounts are provided solely
34 for that activity:

35 (1) The appropriation is based on the budgeted expenditure of
36 ((~~\$35,159,000~~)) \$35,797,000 for vessel operating fuel in the 2001-2003

1 biennium. If the actual cost of fuel is less than this budgeted
2 amount, the excess amount may not be expended. If the actual cost
3 exceeds this amount, the department shall request a supplemental
4 appropriation.

5 (2) The appropriation provides for the compensation of ferry
6 employees. The expenditures for compensation paid to ferry employees
7 during the 2001-2003 biennium may not exceed \$207,065,000 plus a dollar
8 amount, as prescribed by the office of financial management, that is
9 equal to any insurance benefit increase granted general government
10 employees in excess of \$432.82 a month annualized per eligible marine
11 employee multiplied by the number of eligible marine employees for the
12 respective fiscal year, a dollar amount as prescribed by the office of
13 financial management for costs associated with pension amortization
14 charges, and a dollar amount prescribed by the office of financial
15 management for salary increases during the 2001-2003 biennium. For the
16 purposes of this section, the expenditures for compensation paid to
17 ferry employees shall be limited to salaries and wages and employee
18 benefits as defined in the office of financial management's policies,
19 regulations, and procedures named under objects of expenditure "A" and
20 "B" (7.2.6.2).

21 The prescribed salary and insurance benefit increase or decrease
22 dollar amount that shall be allocated from the governor's compensation
23 appropriations is in addition to the appropriation contained in this
24 section and may be used to increase or decrease compensation costs,
25 effective July 1, 2001, and thereafter, as established in the 2001-2003
26 general fund operating budget.

27 (3) The department shall issue a request for information from
28 entities interested in purchasing advertising on board Washington state
29 ferry vessels. The department shall evaluate the proposals and report
30 back to the legislature's transportation committees in January 2002
31 regarding the potential for revenue from different types of
32 advertising.

33 (4) The department may enter into contracts with private vendors to
34 sell ferry tickets and medium at locations other than Washington state
35 ferry terminals or facilities.

36 (a) The department may enter into the contracts only (i) with
37 private vendors that are already established businesses offering goods

1 for sale to the general public; and (ii) if it determines that the
2 vendor's established location has the potential to serve a significant
3 percentage of the customers using a particular ferry route.

4 (b) The department may adopt necessary rules and procedures to
5 allow the use of credit and debit cards to purchase ferry tickets or
6 medium from a private vendor who has contracted with the department to
7 sell ferry tickets or medium. The department may establish a
8 convenience fee to be paid by all persons purchasing ferry tickets and
9 medium at locations other than Washington state ferry terminals or
10 facilities. The convenience fee must be sufficient to offset the
11 charges imposed on the department by the credit and debit card
12 companies. In no event may the use of credit or debit cards authorized
13 by this section create a loss of revenue to the state. The use of a
14 personal credit card does not rely upon the credit of the state as
15 prohibited by Article VIII, section 5 of the state Constitution.

16 (5) The legislature recognizes the value of a regional fare
17 collection system to promote intermodal travel throughout Washington
18 state ferries' Puget Sound service area and therefore encourages the
19 department to resume participation in the regional fare coordination
20 project (smart card). The department shall develop a request for
21 funding of the on-going operating costs associated with the regional
22 fare coordination project and shall present this request to the 2003
23 legislature. The request for funding shall be sufficient to support a
24 system that prevents the disclosure of personally identifying
25 information of persons who use a smart card to facilitate payment of
26 ferry fares. The requested system may facilitate the disclosure of
27 aggregate information on fare collection to governmental agencies or
28 groups concerned with public transportation or public safety as long as
29 the data does not contain any personally identifying information. The
30 requested system shall not prevent the release of personally
31 identifying information to law enforcement agencies when required by a
32 subpoena.

33 **TRANSPORTATION AGENCIES CAPITAL FACILITIES**

34 **Sec. 1301.** 2001 2nd sp.s. c 14 s 303 (uncodified) is amended to
35 read as follows:

1 FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF
 2 TRANSPORTATION-ONLY PROJECTS)--CAPITAL
 3 Motor Vehicle Account--State Appropriation ((~~\$13,046,000~~))
 4 \$12,371,000

5 TRANSFERS AND DISTRIBUTIONS

6 Sec. 1401. 2002 c 359 s 401 (uncodified) is amended to read as
 7 follows:

8 FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND
 9 REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT
 10 TO BE PAID BY MOTOR VEHICLE FUND AND TRANSPORTATION FUND REVENUE

11 Highway Bond Retirement Account Appropriation ((~~\$208,206,000~~))
 12 \$196,524,000
 13 Ferry Bond Retirement Account Appropriation ((~~\$52,473,000~~))
 14 \$52,474,000
 15 Transportation Improvement Board Bond Retirement
 16 Account--State Appropriation ((~~\$40,856,000~~))
 17 \$38,088,000
 18 Motor Vehicle Account--State Appropriation ((~~\$4,588,000~~))
 19 \$3,136,000
 20 Special Category C Account--State Appropriation ((~~\$631,000~~))
 21 \$114,000
 22 Transportation Improvement Account--State
 23 Appropriation ((~~\$340,000~~))
 24 \$76,000
 25 TOTAL APPROPRIATION ((~~\$307,094,000~~))
 26 \$290,412,000

27 Sec. 1402. 2002 c 359 s 402 (uncodified) is amended to read as
 28 follows:

29 FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND
 30 REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL
 31 AGENT CHARGES

32 Motor Vehicle Account--State Appropriation ((~~\$459,000~~))
 33 \$334,000
 34 Special Category C Account Appropriation ((~~\$41,000~~))

1 \$18,000
 2 Transportation Improvement Account--State
 3 Appropriation \$34,000
 4 TOTAL APPROPRIATION ((\$534,000))
 5 \$386,000

6 **Sec. 1403.** 2002 c 359 s 403 (uncodified) is amended to read as
 7 follows:

8 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**
 9 Motor Vehicle Account Appropriation for
 10 motor vehicle fuel tax distributions to
 11 cities and counties ((\$428,981,000))
 12 \$425,501,000
 13 Motor Vehicle Account Appropriation for
 14 motor vehicle license, permit, and fee distributions
 15 to cities and counties \$56,304,000

16 **Sec. 1404.** 2002 c 359 s 404 (uncodified) is amended to read as
 17 follows:

18 **FOR THE STATE TREASURER--TRANSFERS**
 19 (1) RV Account--State Appropriation:
 20 For transfer to the Motor Vehicle Fund--State ((\$1,344,000))
 21 \$542,000

22 The department of transportation shall only transfer funds provided
 23 under this subsection (~~((1) of this section~~)) on an as-needed basis.

24 ~~(2) ((Public Transportation Systems Account--~~
 25 ~~State Appropriation: For transfer to the~~
 26 ~~Multimodal Transportation Account--State \$1,911,000~~
 27 ~~(3)) State Patrol Highway Account--State~~
 28 Appropriation: For transfer to the Motor
 29 Vehicle Account \$48,657,000
 30 ~~((4))~~ (3) Motor Vehicle Account--State
 31 Appropriation: For motor vehicle fuel tax
 32 refunds and transfers ((\$453,279,000))
 33 \$448,264,000

34 ~~((6))~~ (4) Urban Arterial Trust Account--State
 35 Appropriation: For transfer of excess City
 36 Hardship Assistance Program revenues to

1 cities \$1,500,000
 2 ((+7)) (5) Highway Safety Account--State
 3 Appropriation: For transfer to the multimodal
 4 transportation account \$20,000,000
 5 ((+8)) (6) Motor Vehicle Account--State
 6 Appropriation: For transfer to the Tacoma
 7 Narrows toll bridge account ((\$839,000,000))
 8 \$39,000,000
 9 ((+9)) (7) Highway Safety Account--State
 10 Appropriation: For transfer to the motor
 11 vehicle account--state \$5,000,000

12 ((+1)) If Senate Bill No. 6814 is enacted in the form passed by
 13 the legislature, \$16,191,000 of the transfer from the Washington state
 14 patrol account--state to the motor vehicle account--state shall lapse.
 15 The state treasurer shall perform the transfers from the state patrol
 16 highway account to the motor vehicle account on a quarterly basis.

17 ~~((+2) The department of transportation is authorized to sell up to
 18 \$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
 19 Narrows bridge project. Proceeds from the sale of the bonds shall be
 20 deposited into the motor vehicle account. The department of
 21 transportation shall inform the treasurer of the amount to be
 22 deposited.))~~

23 NEW SECTION. Sec. 1405. A new section is added to 2001 2nd sp.s.
 24 c 14 (uncodified) to read as follows:

25 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
 26 **BOND REGISTRATION AND TRANSFER CHARGES: FOR MVFT BONDS AND TRANSFERS**

27 Motor Vehicle Account--State Appropriation: For
 28 transfer to the Tacoma Narrows toll bridge
 29 account \$800,000,000

30 The department of transportation is authorized to sell up to
 31 \$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
 32 Narrows bridge project. Proceeds from the sale of the bonds shall be
 33 deposited into the motor vehicle account. The department of
 34 transportation shall inform the treasurer of the amount to be
 35 deposited.

1 **PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS**

2 NEW SECTION. **Sec. 1501.** A new section is added to chapter 43.79
3 RCW to read as follows:

4 The state patrol nonappropriated airplane revolving account is
5 created in the custody of the state treasurer. All receipts from
6 aircraft user fees paid by other agencies and private users as
7 reimbursement for the use of the patrol's aircraft that are primarily
8 for purposes other than highway patrol must be deposited into the
9 account. Expenditures from the account may be used only for expenses
10 related to these aircraft. Only the chief of the Washington state
11 patrol or the chief's designee may authorize expenditures from the
12 account. The account is subject to allotment procedures under chapter
13 43.88 RCW, but an appropriation is not required for expenditures.

14 NEW SECTION. **Sec. 1502.** If any provision of this act or its
15 application to any person or circumstance is held invalid, the
16 remainder of the act or the application of the provision to other
17 persons or circumstances is not affected.

18 NEW SECTION. **Sec. 1503.** Sections 1201 through 1405 of this act
19 take effect immediately, and the remainder of this act takes effect
20 July 1, 2003.

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